

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

DARRYL LEE CHERRY,

Plaintiff,

v.

UNITED STATES OF AMERICA,
et al.,

Defendants.

1:04cv292

ORDER

AND NOW, *to wit*, this 31st day of January, 2006, the Plaintiff having appealed the January 17, 2006 Order of United States Magistrate Judge Baxter [Doc. No. 30] denying his motion [Doc. No. 27] for appointment of counsel,

IT IS HEREBY ORDERED that the Appeal is DENIED. The January 17, 2006 Order of United States Magistrate Judge Baxter [Doc. No. 30] is AFFIRMED.

s/ Sean J. McLaughlin

Sean J. McLaughlin
United States District Judge

cm: All parties of record.
U.S. Magistrate Judge Susan Paradise Baxter